

PATENT  
ATTORNEY DOCKET NO.: 057971-5006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Margherita T. CANTORNA, et al. )  
Application No.: 10/674,395 ) Group Art Unit: 1623  
Filed: October 1, 2003 ) Examiner: Eric Olson

For: PPAR- $\gamma$  LIGANDS IN THE TREATMENT OF ASTHMA AND ALLERGIES

Commissioner for Patents  
**MAIL STOP AMENDMENT**

**ELECTION AND RESPONSE TO RESTRICTION REQUIREMENT**

This election is filed in response to an Office Action mailed July 25, 2006, the time for response to which expires on August 25, 2006.

**ELECTION**

Applicants elect **Group I, claims 1-32 and 41-43**, drawn to a method of treating disease. The election is made without traverse.

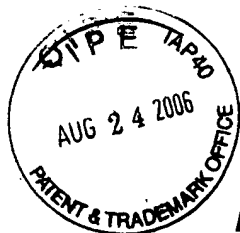
Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

*Elizabeth C. Weimer*  
Elizabeth C.. Weimer, Reg. No. 44,478

Date: August 24, 2006

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**RESPONSE TRANSMITTAL FORM**

1. Transmitted herewith is a Response to Restriction Requirement dated July 25, 2006 in connection with the above-referenced application.

2. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.


3. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: August 24, 2006

By:   
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